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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**960 CIVIL APPLICATION NO. 7415 OF 2024
IN WP/423/2024**

**BHIMRAO TULSHIRAM SALVE, DIED, THROUGH LRS Smt.
MANISHA BHIMRAO SALVE AND OTHERS**

VERSUS

SHOBHABAI TRIMBAKRAO SAWANT AND OTHERS

WITH

**CIVIL APPLICATION NO. 7416 OF 2024
IN WP/423/2024**

**BHIMRAO TULSHIRAM SALVE, DIED, THROUGH LRS
MANISHA BHIMRAO SALVE AND OTHERS**

VERSUS

SHOBHATAI TRIMBAKRAO SAWANT AND OTHERS

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Mr A. A. Mukhedkar, Advocate for Applicants;

Mr P. D. Bachate, Advocate for Respondent Nos.1 & 2

Mr N. S. Tekale, A.G.P. for Respondent Nos.3 & 4

CORAM : RAVINDRA V. GHUGE

AND

Y. G. KHOBRAGADE, JJ.

DATE : 9th August, 2024

PER COURT:

1. By Civil Application No.7415/2024, the Applicants pray for leave to intervene in a disposed off Writ Petition No.423/2024 and the Original Petitioners be directed to array the

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present Applicants as Respondents in the said Writ Petition. Vide Civil Application No.7416/2024, the Applicants seek review of the order dated 10/01/2024, which was passed by this Court in the said Writ Petition.

2. For clarity, we are reproducing the order passed by this Court, dated 10/01/2024 in Writ Petition No.423/2024 herein under :-

“1. The Petitioners have put forth prayer clause (B), which reads as under :-

“(B) By way of writ of mandamus or any other appropriate writ, order or directions, the Hon’ble Court may kindly direct the respondent No. 2 the Collector, Parbhani to decide the application dated 27.09.2023 for payment of Nazrana pursuance to the application filed by the original allottee / Bhivraji Avchar dated 17.11.2004 in view of the order dated 15.04.2015 in Appeal No. Appeal-2015/PK 1/J-7 passed by the Hon’ble Minister (Revenue), Maharashtra State, Mantralaya, Mumbai.”

*2. Considering the above prayer, **this Writ Petition is disposed off**, with a direction to Respondent No.2/Collector, Parbhani, to respond to the pending application of the Petitioners and arrive at a decision within 90 days from today.”*

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3. It is, thus, obvious that, before us was a judgment of the Hon'ble Minister, dated 15/04/2015. When we passed the above order on 10/01/2024, the said judgment of the Hon'ble Minister was upheld by the learned Single Judge of this Court, vide the judgment dated 05/06/2023 in Writ Petition No.11115/2015, filed by the present Applicants before us. Hence, a Review Petition was filed on 30/06/2023 and was not circulated for almost a year. The learned Single Judge has concluded that the Review Applicants are unconnected with the property of the Petitioners before us.

4. Besides the above, we had only called upon the Collector to '*respond to the pending representation*' of the Petitioners. It was for the District Collector to decide, as to how the Application was to be dealt with and what order was to be passed.

5. In view of the above, no purpose would be served in allowing the Intervention Application, there is no error apparent on the face of the order dated 10/01/2024, that we have passed. It

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was an innocuous order, calling upon the District Collector to respond to the representation of the Petitioners.

6. In view of the above, **both these Civil Applications stand rejected.**

(Y. G. KHOBRADE, J.)

(RAVINDRA V. GHUGE, J.)

sjk